

REMARKS

Applicants are resubmitting this amendment in follow-up to an exchange of messages with the Examiner.

Applicants request reconsideration of the decision by the Examiner not to enter the Amendment in Reply to Action of February 24, 2005 mailed May 17, 2005. Claims 22-24 already had been allowed and the amendments to claim 1 merely removed the language that the Examiner found objectionable under 35 U.S.C. § 112, ¶ 1 and incorporated the requirements of claim 7. Claims 1-5 and 8-12, but not claim 7, had been rejected in view of the prior art. It appears the Examiner has already conducted appropriate prior art searching for these claims; applicants merely are placing the claim (claim 7) that the Examiner found patentable in view of the prior art in condition for allowance.

The Examiner also says "[t]he Office has received no translation or 1449." But applicants have never submitted a translation of the reference in question, but rather only the English abstract, as explained in the Amendment filed on May 17, 2005 (quoted below):

A copy of the previously submitted English abstract of JP 60-166339 (ref. AFF on the Form 1449 submitted on July 29, 2003) is enclosed, along with a copy of the Form 1449, as requested by the Examiner. Only an English abstract, not an English translation of the entire document, was submitted. Applicants request that the Examiner provide an initialed copy of the Form 1449 to confirm that the English abstract (AFF) as considered.

Applicants again have submitted copies of the previously filed English abstract and Form 1449; if the Examiner needs or is referring to something else, it is requested that he telephone the undersigned attorney.

Applicant believes that all claims are in condition for allowance.

Enclosed is a \$120.00 check for the Petition for Extension of Time fee. Please apply any other charges or credits to deposit account 06-1050, referencing Attorney Docket No. 01464-067001.

Applicant : Tonya McBride et al.
Serial No. : 10/071,040
Filed : February 8, 2002
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Attorney's Docket No.: 01464-067001 / TPV/SEBC

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Nabinger', is written over a horizontal line. The signature is fluid and cursive.

Robert C. Nabinger
Reg. No. 33,431

Date: June 14, 2005

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